

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

BERTHA BIGGS,  
*Plaintiff,*

v.

CAJUN OPERATING COMPANY  
D/B/A CHURCH'S CHICKEN,  
*Defendant.*

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C.A. NO. 3:10-CV-01847-M

**DEFENDANT CAJUN OPERATING COMPANY'S D/B/A CHURCH'S CHICKEN'S  
TRIAL WITNESS LIST**

Defendant Cajun Operating Company d/b/a Church's Chicken's ("Defendant") makes the following designation of Trial Witnesses who may testify live or by oral deposition at the trial of this cause. The Designation of Trial Witnesses are based upon information reasonably available to Defendant, at this time and may be supplemented as appropriate and to the extent required by the Federal Rules of Civil Procedure.

Respectfully submitted,

**GRAU-KOEN, P.C.**

/s/ Karl W. Koen

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**ATTORNEYS FOR DEFENDANT  
CAJUN OPERATING COMPANY  
D/B/A CHURCH'S CHICKEN**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was forwarded to the following counsel of record pursuant to the Federal Rules of Civil Procedure, as indicated below, on this the 31<sup>st</sup> day of October, 2011.

**Via ECF**

Ms. Kristina N. Kastl

Kastl Law, P.C.

4144 North Central Expressway, Suite 640

Dallas, Texas 75204

/s/ Karl W. Koen

**KARL W. KOEN**

<b>WITNESS NAME</b>	<b>DEPOSITION TAKEN</b>	<b>SUBJECT OF INFORMATION</b>	<b>P R O B A B L E</b>	<b>P O S S I B L E</b>	<b>E X P E R T</b>	<b>R E C O R D  C U S T O D I A N</b>
Corporate Representative of Cajun Operating Company d/b/a Church's Chicken	No	Will have knowledge of the units of chicken sold on the day of the alleged incident and lack of complaints by any store patron in and around the dates of Plaintiff's alleged complaint	X			
Jeanette Kincaid	No	Plaintiff's daughter	X			
Thomas K. Weaver	No	Plaintiff's son	X			
Melba R. Weaver	No	Plaintiff's daughter-in-law		X		
Ryan Heise, M.D.	No	Plaintiff's treating physician			X	
Doctors, Nurses, Agents, representatives, employees and/or Custodian of Records for Gulf States LTAC of Dallas	No	Plaintiff's treating physician			X	X
Bonnie Floyd, M.D.	No	Plaintiff's treating physician			X	

<b>WITNESS NAME</b>	<b>DEPOSITION TAKEN</b>	<b>SUBJECT OF INFORMATION</b>	<b>P R O B A B L E</b>	<b>P O S S I B L E</b>	<b>E X P E R T</b>	<b>R E C O R D  C U S T O D I A N</b>
Doctors, Nurses, Agents, representatives, employees and/or Custodian of Records for Floyd Cardiology Associates	No	Plaintiff's treating physician			X	X
Wajiuddin Khalfe, M.D	No	Plaintiff's treating physician			X	
Agents, Representatives, employees and/or Custodian of Records for Hunt Regional Medical Center	No	Plaintiff's treating physician			X	X
Doctors, Nurses, Agents, representatives, employees and/or Custodian of Records for Presbyterian Hospital of Dallas	No	Plaintiff's treating physician			X	X

<b>WITNESS NAME</b>	<b>DEPOSITION TAKEN</b>	<b>SUBJECT OF INFORMATION</b>	<b>P R O B A B L E</b>	<b>P O S S I B L E</b>	<b>E X P E R T</b>	<b>R E C O R D  C U S T O D I A N</b>
Doctors, Nurses, Agents, representatives, employees and/or Custodian of Records for Texas Colon & Rectal Surgeons	No	Plaintiff's treating physician			X	X
Doctors, Nurses, Agents, representatives, employees and/or Custodian of Records for Legends Rehab Center	No	Plaintiff's treating physician			X	X
Mandy Richmond	No	Employee of City of Garland Health Department		X		
Custodian of Records for City of Garland Health Department	No	Information concerning Defendant's restaurant		X		
John Kincaid, Sr.	No.	Plaintiff's son-in-law		X		
John Kincaid, Jr.	No.	Plaintiff's grandson		X		
Regina Kincaid	No	Plaintiff's grand-daughter		X		
Laura Lewis	No	Plaintiff's grand-daughter		X		

<b>WITNESS NAME</b>	<b>DEPOSITION TAKEN</b>	<b>SUBJECT OF INFORMATION</b>	<b>P R O B A B L E</b>	<b>P O S S I B L E</b>	<b>E X P E R T</b>	<b>R E C O R D  C U S T O D I A N</b>
Bernice Pilley	No	Plaintiff's grand-daughter		X		
James Kelly Lewis	No	Laura Lewis' husband		X		
Benita Tharp	No	Plaintiff's family friend		X		
Bernice Pilley	No	Plaintiff's daughter				

Defendant reserves the right to further designate all witnesses designated by Plaintiff including all treating healthcare and medical providers. Defendant further designates all witnesses designated by Plaintiff.

Defendant further reserves the right to call undesignated, rebuttal witnesses whose testimony cannot reasonably be foreseen until the presentation of evidence in this trial.